

Please **amend** the claims as follows:

3. (Twice Amended) A transformed plant cell having a nucleic acid molecule which comprises:

(A) an exogenous promoter region which functions in said cell to cause the production of a mRNA molecule, wherein said promoter nucleic acid molecule comprises SEQ ID NO: 1 or a complement thereof; which is linked to

(B) a structural nucleic acid molecule encoding a protein or peptide; which is linked to

(C) a 3' non-translated sequence that functions in said cell to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of said mRNA molecule.

7. (Once amended) A transformed plant having a nucleic acid molecule which comprises:

(A) an exogenous promoter region which functions in a plant cell to cause the production of a mRNA molecule, wherein said promoter nucleic acid molecule comprises SEQ ID NO: 1, or a complement thereof; which is linked to

(B) a structural nucleic acid molecule encoding a protein or peptide; which is linked to

(C) a 3' non-translated sequence that functions in a plant cell to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of said mRNA molecule.

Please **add** the following new claims:

12. (Added) A substantially purified nucleic acid molecule according, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 70% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

13. (Added) A substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 80% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

14. (Added) A substantially purified nucleic acid molecule according to claim 13, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 90% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

15. (Added) A substantially purified nucleic acid molecule according to claim 14, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 95% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

16. (Added) A substantially purified nucleic acid molecule according to claim 15, wherein said nucleic acid molecule comprises a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

17. (Added) The substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule further comprises a region having a single nucleotide polymorphism.

18. (Added) The substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule further comprises a promoter or partial promoter region.

19. (Added) The substantially purified nucleic acid molecule according to claim 18, wherein said promoter region comprises a CAAT cis element and a TATA cis element and an additional cis element.